

**UNITED STATES DISTRICT COURT**  
**District of New Mexico**

UNITED STATES OF AMERICA

**Judgment in a Criminal Case**

V.

**ERVIN AROLD DE LEON-MALDONADO**

Case Number: **2:17CR00533-001RB**

USM Number: **90255-051**

Defendant's Attorney: **Bernadette Sedillo (AFPD)**

**THE DEFENDANT:**

- pleaded guilty to count(s) **Information**.
- pleaded nolo contendere to count(s) which was accepted by the court.
- was found guilty on count(s) after a plea of not guilty.

The defendant is adjudicated guilty of these offenses:

<i>Title and Section</i>	<i>Nature of Offense</i>	<i>Offense Ended</i>	<i>Count</i>
8 U.S.C. Sec. 1326(a) and (b)	Reentry of a Removed Alien	02/13/2017	

The defendant is sentenced as provided in pages 2 through 3 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- The defendant has been found not guilty on count(s) .
- Count(s) dismissed on the motion of the United States.

It is ordered that the defendant must notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid. If ordered to pay restitution, the defendant must notify the court and United States attorney of material changes in economic circumstances.

**03/16/2017**

Date of Imposition of Judgment

**/s/ Robert C. Brack**

Signature of Judge

**Honorable Robert C. Brack**  
**United States District Judge**

Name and Title of Judge

**03/17/2017**

Date

**DEFENDANT: ERVIN AROLD DE LEON-MALDONADO**  
**CASE NUMBER: 2:17CR00533-001RB**

**IMPRISONMENT**

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a total term of: **32 days or time served, whichever is less.**

**The Court recommends that Immigration and Customs Enforcement begin immediate removal proceedings.  
Pursuant to section 5D1.1(c), the Court will not impose a term of supervised release.**

The court makes the following recommendations to the Bureau of Prisons:

- The defendant is remanded to the custody of the United States Marshal.
- The defendant shall surrender to the United States Marshal for this district:
  - at on .
  - as notified by the United States Marshal.
- The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons:
  - before 2 p.m. on .
  - as notified by the United States Marshal.
  - as notified by the Probation or Pretrial Services Office.

**RETURN**

I have executed this judgment as follows:

Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_  
\_\_\_\_\_  
at \_\_\_\_\_ with a certified copy of this judgment.

\_\_\_\_\_  
**UNITED STATES MARSHAL**

\_\_\_\_\_  
**By**  
**DEPUTY UNITED STATES MARSHAL**

**DEFENDANT: ERVIN AROLDO DE LEON-MALDONADO**  
**CASE NUMBER: 2:17CR00533-001RB**

### **CRIMINAL MONETARY PENALTIES**

The defendant must pay the following total criminal monetary penalties under the schedule of payments.

The Court hereby remits the defendant's Special Penalty Assessment; the fee is waived and no payment is required.

Totals:	Assessment	JVTA Assessment*	Fine	Restitution
	\$100 (waived)	\$	\$	\$

\* Justice for Victims of Trafficking Act of 2015, Pub. L. No. 114-22

### **SCHEDULE OF PAYMENTS**

Payments shall be applied in the following order: (1) assessment, (2) restitution principal, (3) restitution interest, (4) fine principal, (5) fine interest, (6) community restitution, (7) JVTA assessment, (8) penalties; and (9) costs, including cost of prosecution and court costs.

Having assessed the defendant's ability to pay, payment of the total fine and other criminal monetary penalties is due as follows:  
The defendant will receive credit for all payments previously made toward any criminal monetary penalties imposed.

A     In full immediately; or

B     \$ due immediately, balance due (see special instructions regarding payment of criminal monetary penalties).

**Special instructions regarding the payment of criminal monetary penalties: Criminal monetary penalties are to be made payable by cashier's check, bank or postal money order to the U.S. District Court Clerk, 333 Lomas Blvd. NW, Albuquerque, New Mexico 87102 unless otherwise noted by the court. Payments must include defendant's name, current address, case number and type of payment.**

Unless the court has expressly ordered otherwise in the special instruction above, if this judgment imposes imprisonment, payment of criminal monetary penalties is due during the period of imprisonment. All criminal monetary penalties, except those payments made through the United States Bureau of Prisons' Inmate Financial Responsibility Program, are made to the clerk of court.